IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE C.N.RAMACHANDRAN NAIR

TUESDAY, THE 26TH JUNE 2007 / 5TH ASHADHA 1929

OP.No. 21842 of 1999(A)

PETITIONER:
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1. **M/S. UNIVERSAL RUBBER PRODUCTS, DEVELOPMENT PLOT, POOVANTHURUTH, REPRESENTED BY ITS PROPRIETOR, C.J. ABRAHAM, S/O. JOHN, AGED 63 YEARS.**

2. **M/S. VANNALA RUBBER INDUSTRIES, THRIKOTHAMANGALAM, REPRESENTED BY ITS PROPRIETOR POTHEN THOMAS.**

BY ADV. SRI.K.JAJU BABU.

RESPONDENTS:
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1. **STATE OF KERALA, REPRESENTED BY ITS SECRETARY TO GOVT., POWER DEPARTMENT, GOVT. OF KERALA, THIRUVANANTHAPURAM.**

2. **KERALA STATE ELECTRICITY BOARD, REPRESENTED BY ITS SECRETARY, VYDYUTHI BHAVAN, PATTOM, THIRUVANANTHAPURAM.**

3. **THE ASST. EXECUTIVE ENGINEER, KERALA STATE ELECTRICITY BOARD, ELECTRICAL MAJOR SECTION, PALLOM.**

4. **THE ASST. ENGINEER, KERALA STATE ELECTRICITY BOARD, ELECTRICAL SECTION, VAKATHANAM - 686 538.**

BY ADV. SRI.C.K. KARUNAKARAN, SC, KSEB.

THIS ORIGINAL PETITION HAVING BEEN FINALLY HEARD ON 26/06/2007,THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

ORDER ON C.M.P. NO. 35942/1999 IN O.P. NO. 21842/1999

DISMISSED

26/06/2007. **SD/- C.N.RAMACHANDRAN NAIR, JUDGE.**

APPENDIX

EXT.P.1: COPY OF THE ORDER DTD. 17/03/99 IN C.M.P. NO. 29761/98 IN O.P. NO. 16761/98 OF THIS HONOURABLE COURT.

EXT.P.2: COPY OF THE GOVT. ORDER G.O. (MS) 4/92/PD DTD. 06/02/92 ISSUED BY GOVERNMENT.

EXT.P.3: COPY OF THE GOVT. ORDER G.O. (MS)/34/93/PD DT. 17/09/93 ISSUED BY GOVERNMENT.

EXT.P.4: COPY OF THE BOARD ORDER DTD. 27/03/1992.

EXT.P.5: COPY OF THE BOARD ORDER DTD. 17/09/97.

EXT.P.6: COPY OF THE ELIGIBILITY CERTIFICATE ISSUED TO THE P.1. ON 26/03/98.

EXT.P.7: COPY OF THE ELIGIBILITY CERTIFICATE ISSUED TO THE P.2. ON 24/07/99.

EXT.P.8: COPY OF THE LETTER NO. TC/T3/0992/99 DTD. 08/06/99 ISSUED BY DIRECTOR OF INDUSTRIES AND COMMERCE.

EXT.P.9: COPY OF THE BOARD ORDER NO. 254/99 DTD. 28/01/99.

EXT.P.10: COPY OF THE BOARD ORDER NO. 784/99 (PLG. COM.3443/97) DTD. 05/04/1999.

EXT.P.11: COPY OF THE REPRESENTATION SUBMITTED BEFORE THE R.4. ON 26/07/99.

RESPONDENT'S EXHIBITS: NIL.

//TRUE COPY//

prv. `

C.N.RAMACHANDRAN NAIR, J.

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O.P. No.21842 of 1999

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Dated this the 26th day of June, 2007.

JUDGMENT

Since the issue raised i.e. concessional rate of power tariff claimed by the petitioners, is covered by judgment of this court in O.P. No.16761/2998 and W.A. No.2705/2000, W.P. is disposed of directing respondents to grant benefit to the petitioners based on above judgments. The petitioners will produce copy of this judgment and copies of judgments abovereferred for compliance. The impugned orders are set aside with direction to the respondents to grant benefit to the petitioners in terms of the judgments abovereferred.

C.N.RAMACHANDRAN NAIR
Judge

pms